



smith & hopen, p.a.

180 Pine Avenue North
Oldsmar, Florida
813.925.8505 Tel
813.925-8525 Fax
www.smithhopen.comRECEIVED
CENTRAL FAX CENTER

FEB 06 2007

FOX

I N T E L L E C T U A L P R O P E R T Y L A W

To:	U.S. Patent & Trademark Office	From:	Thomas E. Toner
Attn:	Kristle Annette Mahone, Art Unit: 3751	Client:	1501.01
Fax:	(571) 273-8300	Pages:	21 including coversheet
Phone:	(571) 272-4835	Date:	January 18, 2007
Re:	USPN: 10/711,824	CC:	University of South Florida

☐ Urgent ☒ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

Dear Examiner Mahone:

In response to the final office action mailed September 6, 2006, we enclose the following:

- 1) Response Transmittal with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated February 6, 2007-(2 pages) ;
- 2) Amendment A with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated February 6, 2007 -(12 pages) ;
- 3) Replacement Drawings (3 pages);
- 4) Petition and Fee for Extension of Time with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated February 6, 2007 (2 pages); and
- 5) Credit Card Payment Form PTO-2038 in the amount of \$225.00 - (1 page).

Very respectfully,

Thomas E. Toner
USPTO Reg. No. 57,422

The documentation accompanying this transmission contains information from the Law Office of Smith & Hopen, P.A., which is confidential and/or privileged. The information is intended only for the use of the individual or entity named on this sheet. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or the taking of any action in reliance upon the contents of this telecopied information is strictly prohibited. If you have received this transmission in error, please notify us by telephone immediately, so that we can arrange for the return of the original documents to us at no cost to you.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. : 10/711,824 Confirmation No. 5823
Applicant : Robert I. Smith
Filed: : 10/07/2004
TC/A.U. : 3751
Examiner : Kristie Annette Mahone
Docket No. : 1501.01
Customer No. : 21,901
For : Toilet Evacuation System

RECEIVED
CENTRAL FAX CENTER
FEB 06 2007

Transmitted to Central Fax at (571) 273-8300
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicants are independent inventors.

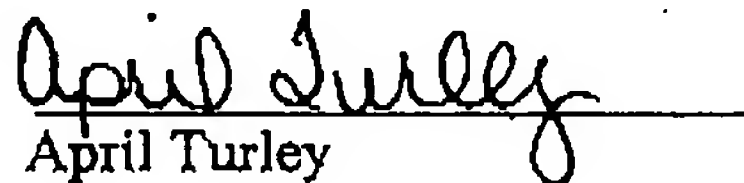
EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that an extension of term is required. Petition and Fee for Extension of Time is attached hereto.

CERTIFICATE OF FACSIMILE TRANSMISSION
(37 C.F.R. 1.8(a))

I HEREBY CERTIFY that this Amendment A is being transmitted by facsimile to the United States Patent and Trademark Office, Art Unit 3751, Attn.: Kristie Annette Mahone, (517) 273-8300 on February 6, 2007.

Dated: February 6, 2007


April Turley

(Amendment Transmittal - Page 1 of 2)

RECEIVED
CENTRAL FAX CENTER
FEB 06 2007

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee
Total	7	Minus	20	= 0	x \$25 =	\$0
Indep.	2	Minus	3	= 0	x \$100 =	\$0
First Presentation of Multiple Dependent Claim					+ \$180 =	\$0
Total					Addit. Fee	\$0

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 - ** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".
 - *** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".
- The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

No additional fee for claims is required.

Very respectfully,



SIGNATURE OF PRACTITIONER

Thomas E. Toner
Smith & Hopen, P.A.
Customer No. 21, 901
180 Pine Avenue North
Oldsmar, Florida 34677

Reg. No. 57,422
Tel. No.: (813) 925-8505

(Amendment Transmittal - Page 2 of 2)